

02-20-01

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Appln. Trans.  
PATENT

**BAKER BOTTS** LLP

**UTILITY PATENT  
APPLICATION  
TRANSMITTAL**

*(Only for new nonprovisional  
applications under 37 CFR 1.53(b))*

Attorney Docket No. A34001

First Named Inventor Ronald C. Montelaro

Express Mail Label No. EF321691375US

Total Pages 60

JC97B U.S. PRO  
09/785058  
02/16/01

February 16, 2001

**BY EXPRESS MAIL** - Label No. EF321691375US

Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

Sir:

Enclosed herewith for filing is a patent application of Ronald C. Montelardo entitled VIRUS DERIVED  
ANTIMICROBIAL PEPTIDES

which includes:

<input checked="" type="checkbox"/> Specification	<u>38</u> Total Pages
<input checked="" type="checkbox"/> Claims	<u>9</u> Total Pages
<input checked="" type="checkbox"/> Abstract	<u>1</u> Total Pages
<input checked="" type="checkbox"/> Drawing(s)	<u>12</u> Total Sheets
<u>  </u> formal	
<u>X</u> informal	

☐ Combined Declaration and Power of Attorney      Total Pages

☐ Newly executed (original or copy)

☐ Copy from a prior application

(for continuation/divisional only - **must be filed to avoid surcharge for late filing**)

If a continuing application, check appropriate box:

☐ Continuation ☐ Divisional ☐ Continuation-In-Part (CIP)  
of prior application No.     

☐ Amend the specification by inserting, before the first line, the following sentence:

"This is a ☐ continuation ☐ divisional ☐ continuation-in-part  
of copending application Serial No.    filed   ."

Appln. Trans.  
PATENT

Attorney Docket No. A34001

- ☐ An Assignment of the invention to \_\_.  
☐ is attached. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.  
☐ will follow.  
☐ has been filed in the prior application
- ☒ Small Entity Status **is claimed**.  
☐ Small Entity Statement filed in prior application. Status still proper and desired.
- ☐ Information Disclosure Statement (IDS) PTO-1449  
☐ Copies of IDS Citations.
- ☐ Preliminary Amendment
- ☒ Return Receipt Postcard
- ☒ Other Sequence listing in paper and computer readable form and Sequence Listing Declaration
- ☐ Cancel in this application original claims \_ of the prior application before calculating the filing fee.

The filing fee has been calculated as shown below:

FOR	(Col. 1) <u>No. Filed</u>	(Col. 2) <u>No. Extra</u>	Small Entity <u>Rate</u>	<u>Fee</u>	OR	Other Than A Small Entity <u>Rate</u>	<u>Fee</u>
Basic Fee				\$355.00			
Total Claims	52	-20 = 32	x 9 =	\$288.00	x 18 =		\$0.00
Ind. Claims	20	-3 = 17	x 40 =	\$680.00	x 80 =		\$0.00
Multiple Dependent Claim			+ 135 =		+ 270 =		
			Total	<u>\$1,323.00</u>			<u>\$0.00</u>

\* If the difference in Col. 1 is less than zero, enter "0" in Col. 2.

Fee Payment Being Made:

☒ Enclosed

☒ Basic filing fee \$1,323.00

☐ Recording Assignment \$0.00  
[\$40.00; 37 CFR 1.21(h)]

Total Fees Enclosed \$1,323.00

☒ A check in the amount of \$1,323.00 to cover filing fee is enclosed.

Appln. Trans.  
PATENT

Attorney Docket No. A34001

Priority

- ☐ Priority of application Country \_ Appln. No. \_ filed \_ is claimed under 35 U.S.C. 119.
- ☐ Certified Copy of Priority Document(s) Country \_ Appln No. \_ filed \_.
- ☐ is/are attached ☐ will follow ☐ has been filed in the parent application S/N \_.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR 1.16, 1.17, and 1.21(h) associated with this communication or credit any overpayment to Deposit Account No. 02-4377. Two copies of this sheet are enclosed.

BAKER BOTTS L.L.P.

By Alicia A. Russo  
Alicia A. Russo

PTO Registration No. 46,192

Enclosures

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Montelaro et al. Filing Date: February 16, 2001  
Serial No.: TBA Group Art: TBA  
Title of Invention: VIRUS DERIVED ANTIMICROBIAL PEPTIDES

**SUBMISSION OF SEQUENCE LISTING AND DECLARATION**

Assistant Commissioner for Patents  
Washington, D.C. 20231


Sir or Madam:

Applicant submits herewith a Sequence Listing in paper and computer readable form for the above-identified application submitted concurrently herewith.

I hereby state that the content of the paper and computer readable copies of the Sequence Listing submitted in accordance with 37 C.F.R. § 1.821(c) and (e), respectively, are the same.

I hereby state that the content of the paper and computer readable copies of the Sequence Listing, submitted herewith in accordance with 37 C.F.R. § 1.82(f), does not include new matter.

Respectfully submitted,



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